

DOCKET NO.: CELL-0288
Application No.: 10/518,725
Preliminary Amendment - First Action Not Yet Received

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**Daniel Christopher Brookings, Jeremy
Martin Davis, Barry John Langham**

Confirmation No.: Not Yet Assigned

Application No.: 10/518,725

Group Art Unit: Not Yet Assigned

**International Serial No.:
PCT/GB2003/002667**

International Filing Date: June 20, 2003

:

Examiner: Not Yet Assigned

**For: Arylamine Substituted Bicyclic Heteroaromatic Compounds as P38 Kinase
Inhibitors**

**EXPRESS MAIL LABEL NO: EV 482611360 US
DATE OF DEPOSIT: January 20, 2005**

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND PRELIMINARY AMENDMENT PURSUANT TO 37 CFR § 1.115


Preliminary to examination of the above-captioned patent application, please amend the application as follows:

- ☐ **Amendments to the Specification** begin on page of this paper.
- ☒ **Amendments to the Claims** are reflected in the listing of the claims which begins on page 2 of this paper.
- ☐ **Amendments to the Drawings** begin on page of this paper and include an attached replacement sheet.
- ☒ **Remarks** begin on page 23 of this paper.

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY CHECK NUMBER CELL-0288
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (if known see 37 CFR 1.5) 10/518,725
INTERNATIONAL APPLICATION NO. PCT/GB2003/002667	INTERNATIONAL FILING DATE 20 June 2003 (20.06.2003)	PRIORITY DATE CLAIMED 20 June 2002 (20.06.2002)
TITLE OF INVENTION ARYLAMINE SUBSTITUTED BICYCLIC HETEROAROMATIC COMPOUNDS AS P38 KINASE INHIBITORS		
APPLICANT(S) FOR DO/EO/US Daniel Christopher BROOKINGS, Jeremy Martin DAVIS and Barry John LANGHAM		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1.	<input type="checkbox"/>	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2.	<input type="checkbox"/>	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3.	<input type="checkbox"/>	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9), and (21) indicated below.
4.	<input type="checkbox"/>	The US has been elected (Article 31).
5.	<input type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).
6.	<input type="checkbox"/>	An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).
7.	<input type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made.
8.	<input type="checkbox"/>	An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9.	<input type="checkbox"/>	An oath or declaration of the inventor(s) 35 U.S.C. 371(c)(4).
10.	<input type="checkbox"/>	An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
Items 11. to 20. below concern other document(s) or information included:		
11.	<input type="checkbox"/>	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12.	<input type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13.	<input checked="" type="checkbox"/>	A preliminary amendment.
14.	<input type="checkbox"/>	An Application Data Sheet under 37 CFR 1.76.
15.	<input type="checkbox"/>	A substitute specification.
16.	<input type="checkbox"/>	A power of attorney and/or change of address letter.
17.	<input type="checkbox"/>	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.182-1.825.
18.	<input type="checkbox"/>	A second copy of the published international application under 35 U.S.C. 154(d)(4).
19.	<input type="checkbox"/>	A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20.	<input checked="" type="checkbox"/>	Other items or information: - a return postcard.

EV482611360US

EXPRESS MAIL Mailing Label No. EV 482611360 US
Date of Deposit: January 20, 2005

U.S. APPLICATION NO. (if known 37 C.F.R. 1.5) 10/518,725		INTERNATIONAL APPLICATION NO. T/GB2003/002667		ATTORNEY DOCKET NUMBER CELL	
21. The following fees are submitted:					
<input type="checkbox"/> a) Basic national fee		\$300.00		\$	
<input type="checkbox"/> b) Examination fee		\$200.00		\$	
<input type="checkbox"/> c) Search fee		\$500.00		\$	
TOTAL OF ABOVE CALCULATIONS =		\$1000.00		\$	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50=		X \$	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
Claims	Number Filed	Number Extra	Rate		
Total claims	31-20 =	11	X \$50.00	\$550.00	
Independent Claims	2- 3 =	0	X \$200.00	\$	
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$550.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
SUBTOTAL =				\$550.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
				+	
TOTAL NATIONAL FEE =				\$550.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +					
TOTAL FEES ENCLOSED =				\$150.00 **	
				Amount to be:	\$
				refunded	
				charged	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$150.00 (**previously filed an additional claims fee of \$400 – this is the \$150.00 balance due) to cover the above fee is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. 23-3050 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-3050. A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:			 SIGNATURE		
David A. Cherry Woodcock Washburn LLP One Liberty Place - 46th Floor Philadelphia, PA 19103 (215) 568-3100			Jane E. Inglese NAME		
			48,444 REGISTRATION NUMBER		